



Application granted. The pre-motion conference is adjourned to 11/28/2022 at 12:00 p.m. to be held in Courtroom 520 of the White Plains courthouse.

ST.
OFFICE OF

SO ORDERED.

Philip M. Halpern
United States District Judge

Dated: White Plains, New York
October 17, 2022

TE COUNSEL
BUREAU

LETITIA JAMES
ATTORNEY GENERAL

BY ECF

The Honorable Philip M. Halpern
United States District Judge
300 Quarropas Street
White Plains, New York 10601

Re: Marshall v. Annucci, 16 Civ. 8622 (PMH)

Dear Judge Halpern:

I represent the defendants in the above-referenced matter. I write to respectfully request an adjournment of the date set for the pre-motion conference in this matter. The pre-motion conference is presently scheduled for Tuesday, November 22 at 10:00 a.m. On Friday, November 18, 2022, I am required to begin calling into the New York State Supreme Court, Queens County to learn whether I am required to report for jury service beginning on Monday, November 21, 2022. If I am not required to appear on November 21, 2022, I am required to call each day thereafter to learn whether I must appear the following day. In Queens County, a prospective juror can obtain one automatic adjournment for jury duty. I previously used that adjournment as I was scheduled for jury duty during a time when I was supervising a trial. Accordingly, as I may be unavailable on November 22, 2022, and I will not know until November 18, 2022, or November 21, 2022, I respectfully request that the pre-motion conference be adjourned to a date convenient to the Court. I have spoken with Plaintiff's counsel, Mr. Williams, and he has advised me that he is unavailable from November 29 to December 1, 2022. Therefore, I respectfully request that the conference not be scheduled during that time to avoid the need for a subsequent request for an adjournment by Plaintiff's counsel.

Wherefore, it is respectfully requested that the pre-motion conference in this matter be rescheduled to a date convenient for the Court.

Respectfully submitted,

Rebecca Ann Durden

Rebecca Ann Durden
Assistant Attorney General